

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF GUAM

FILED

DISTRICT COURT OF GUAM

MAY 31 2007 *mda*

MARY L.M. MORAN
CLERK OF COURT

NANYA TECHNOLOGY CORP. and
NANYA TECHNOLOGY CORP. U.S.A

Plaintiffs,

-v-

FUJITSU LIMITED, FUJITSU
MICROELECTRONICS AMERICA, INC.,

Defendants.

CIVIL CASE NO. 06-CV-00025

**DECLARATION OF
JAMES DUNLOP**

I, JAMES DUNLOP, declare as follows:

I. BACKGROUND OF JAMES DUNLOP

1. I am an Engineering Program Manager at TAEUS International Corporation ("TAEUS") of Colorado Springs, Colorado, and have held that position since April 2005.

2. I hold a Bachelor's degree in International Business from Fort Lewis College of Durango, Colorado and a Master of Science in Electrical Engineering from Colorado Technical University of Colorado Springs, Colorado.

II. SCOPE OF ENGAGEMENT

3. TAEUS specializes in the reverse engineering and analysis of semiconductor devices, and has performed this type of work since 1992. TAEUS is a leader in applying sophisticated forensic methodologies to intellectual property in support of the licensing and litigation efforts of its customers.

ORIGINAL

1 4. TAEUS was engaged by counsel for Defendants Fujitsu Limited and Fujitsu
2 Microelectronics America ("FMA") to open a Johnson & Johnson Lifescan OneTouch Ultra
3 glucose monitor ("OneTouch"), and photograph and document the integrated circuits that are
4 present on the board inside the OneTouch.

5 **II. HANDLING OF THE LIFESCAN ONETOUCH ULTRA GLUCOSE MONITOR**

6 5. As part of my duties at TAEUS, I personally supervised the receipt, handling,
7 disassembly, and photography involved in the analysis requested by Michael M. Murray, counsel
8 for Fujitsu Limited and FMA.

9 6. TAEUS received a OneTouch monitor from Michael Murray in the original
10 unopened packaging.

11 7. I personally kept custody and control over the OneTouch through each step of the
12 analysis described below.

13 8. No changes or modifications were made to the OneTouch.

14 9. I personally prepared a report of the results of our analysis of the OneTouch, and
15 attach as Exh. A hereto a true and correct copy of our report.

16 I declare under penalty of perjury under the laws of the United States that the foregoing is
17 true and correct.

18 Executed this 30th Day of May, 2007.

19 By:

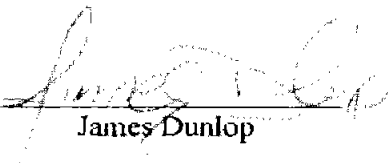

James Dunlop

EXHIBIT A



LIFESCAN ONETOUCH ULTRA

BLOOD GLUCOSE MONITORING SYSTEM

**Prepared for Milbank, Tweed,
Hadley & McCloy LLP
Project #07-MTH001-0026
May 30, 2007**

Questions on the contents of this report may be addressed to:

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TAEUS INTERNATIONAL CORPORATION

TAEUS International Corporation is the leader in applying engineering principles to patents. We help clients generate positive value from patents by showing how our clients' patents are used by others. We apply a unique engineering perspective and innovative business methods to analyze patent portfolios, reverse engineer competitive products, search for prior art, value patents, and support licensing with technical experts and analyses.

TAEUS is headquartered in Colorado Springs, Colorado and has offices in Silicon Valley, Chicago, London, Zurich, Tokyo, Seoul, Taipei, Shanghai, St. Petersburg, Moscow, and Romania.

PROJECT DESCRIPTION

TAEUS International Corporation (TAEUS) was tasked with opening the LifeScan OneTouch Ultra, photograph and document the integrated circuits that are present on the board inside the glucose meter. A total of two chips were found, the first chip being marked with ElectroMed, the second being marked with NEC.

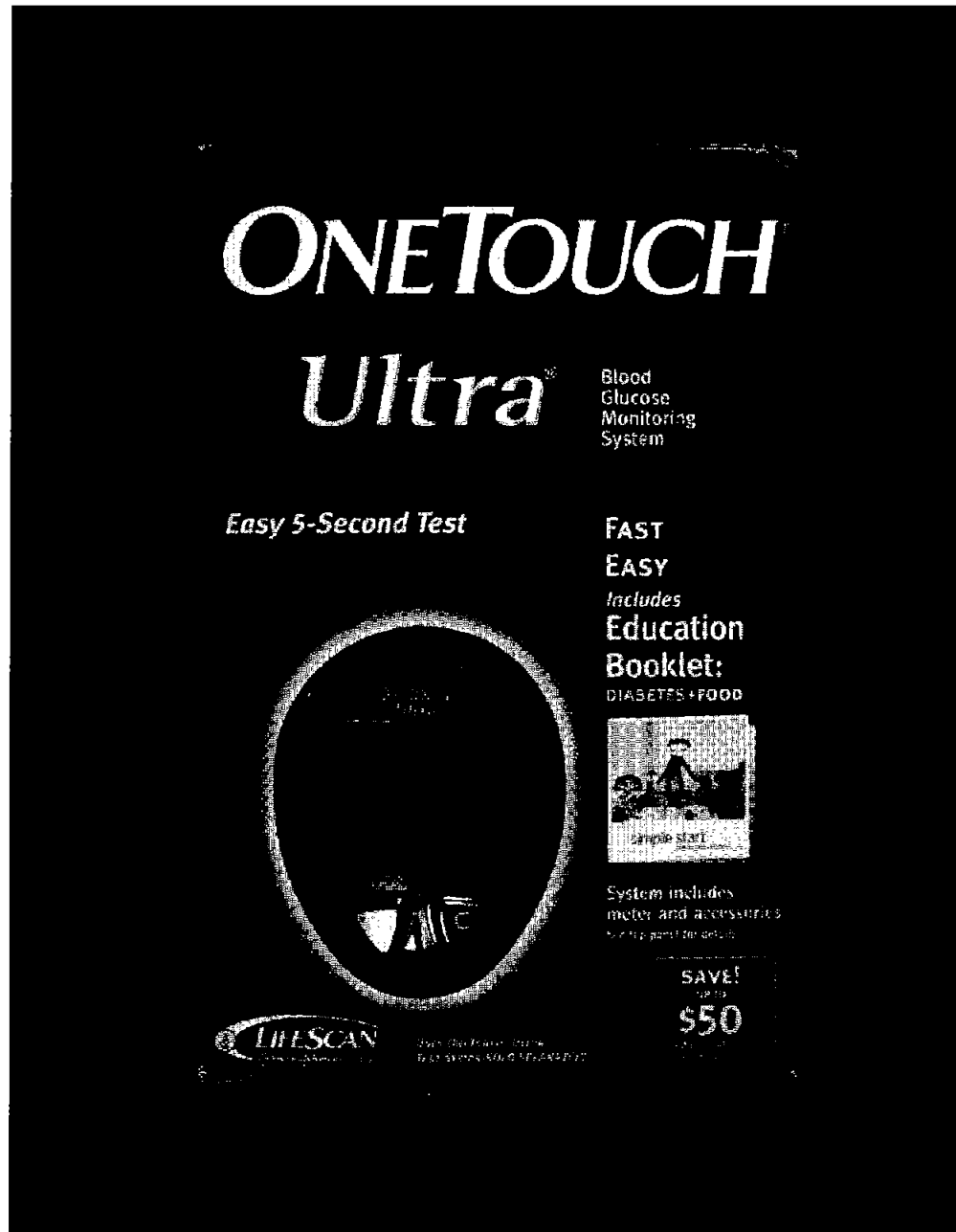


Figure 1. LifeScan OneTouch Ultra - In Box



Figure 2. LifeScan OneTouch Ultra - Box Contents

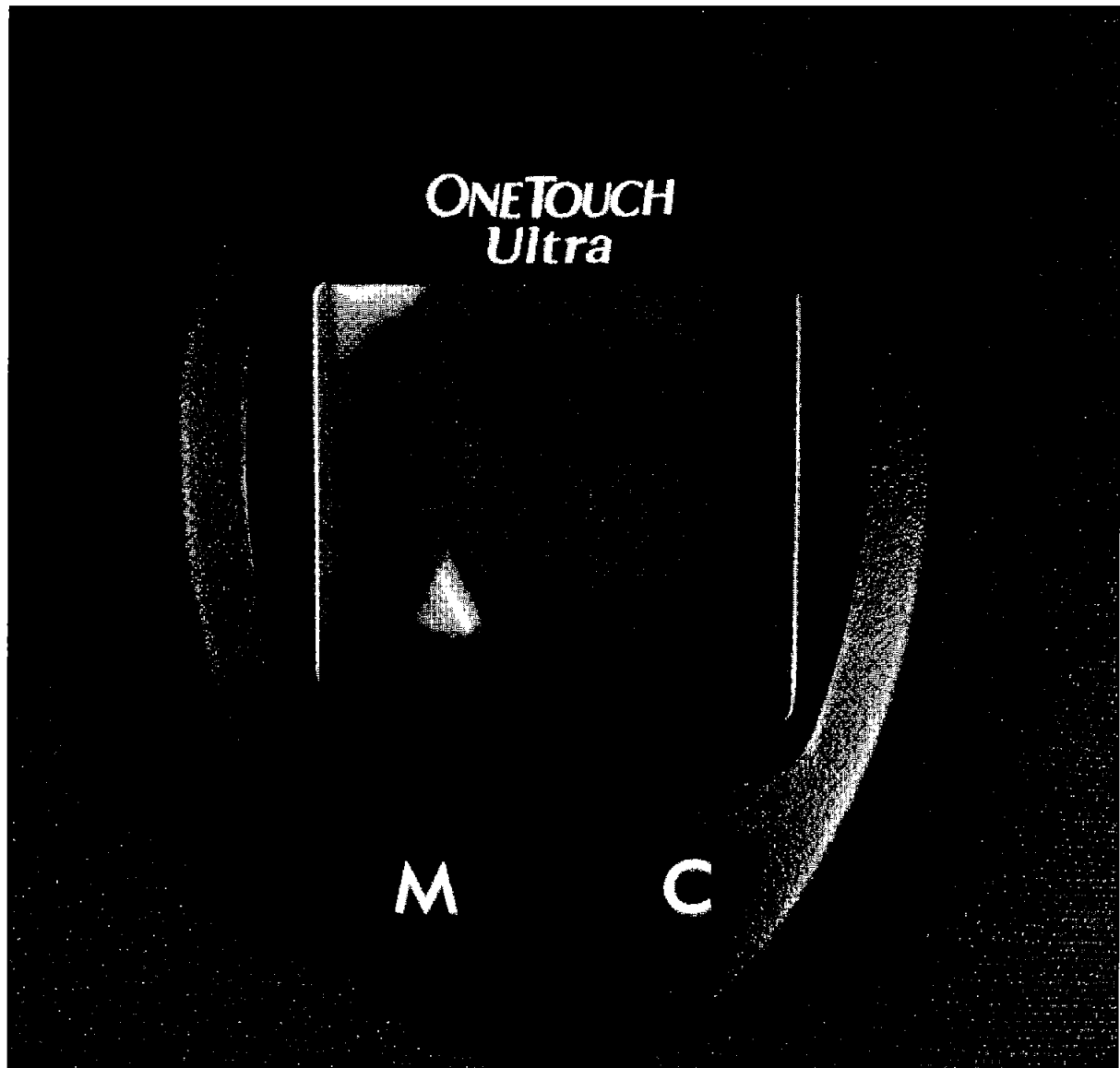


Figure 3. LifeScan OneTouch Ultra – Front

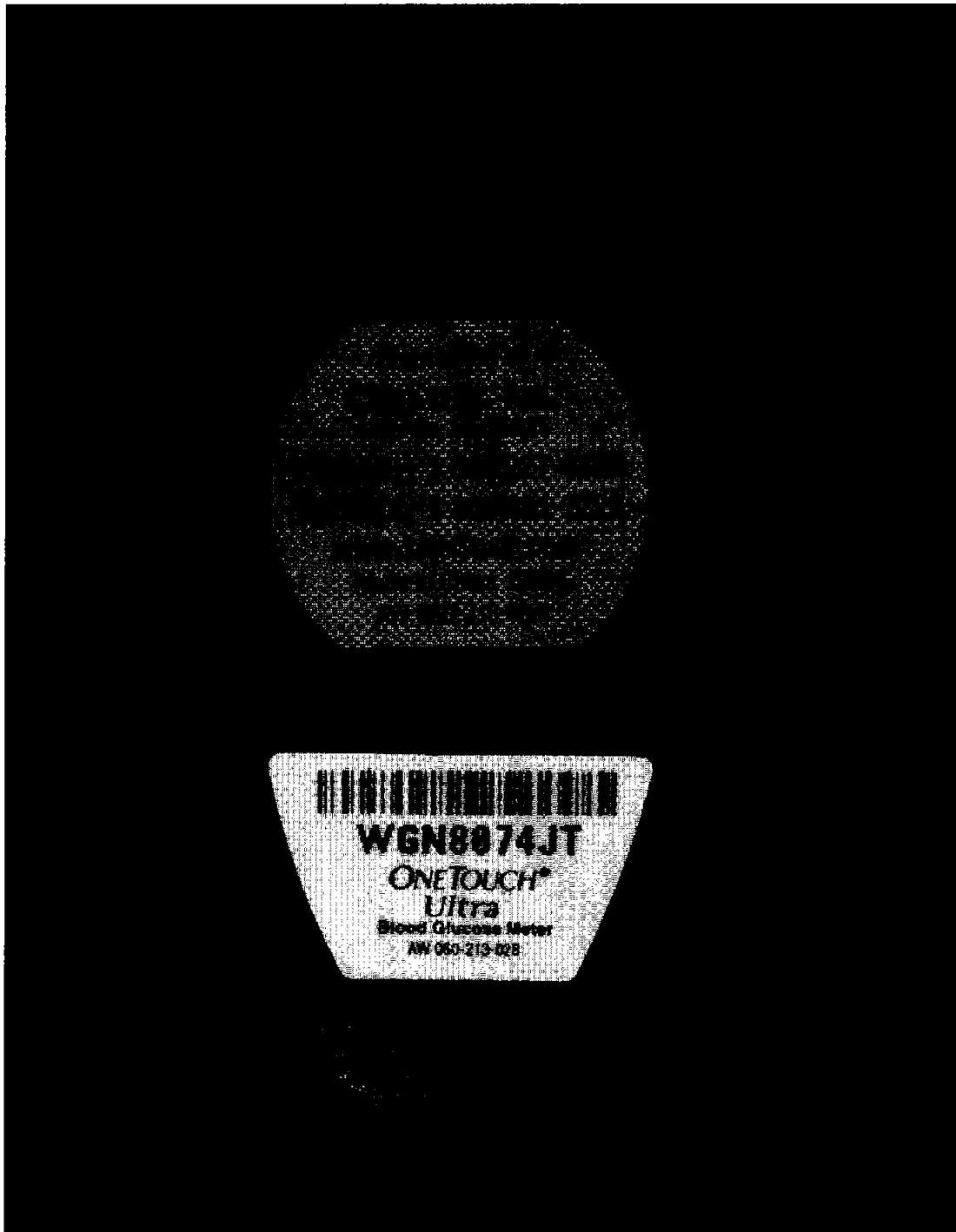


Figure 4. LifeScan OneTouch Ultra – Back

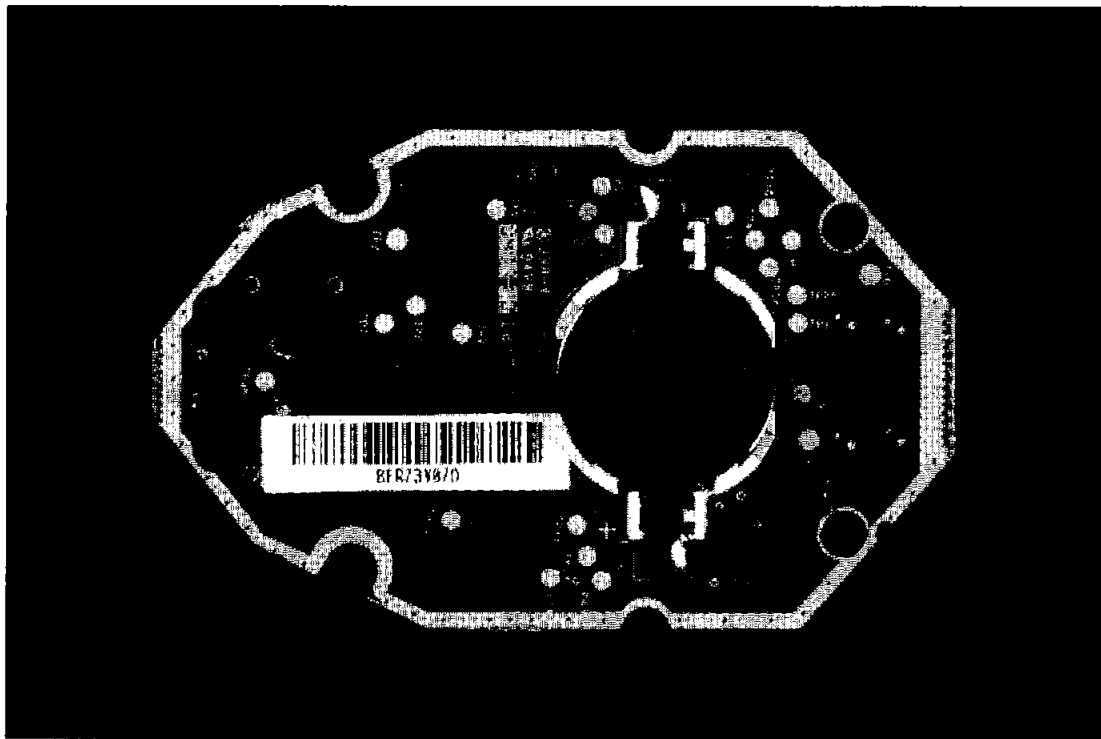


Figure 5. LifeScan OneTouch Ultra – Back of PC Board

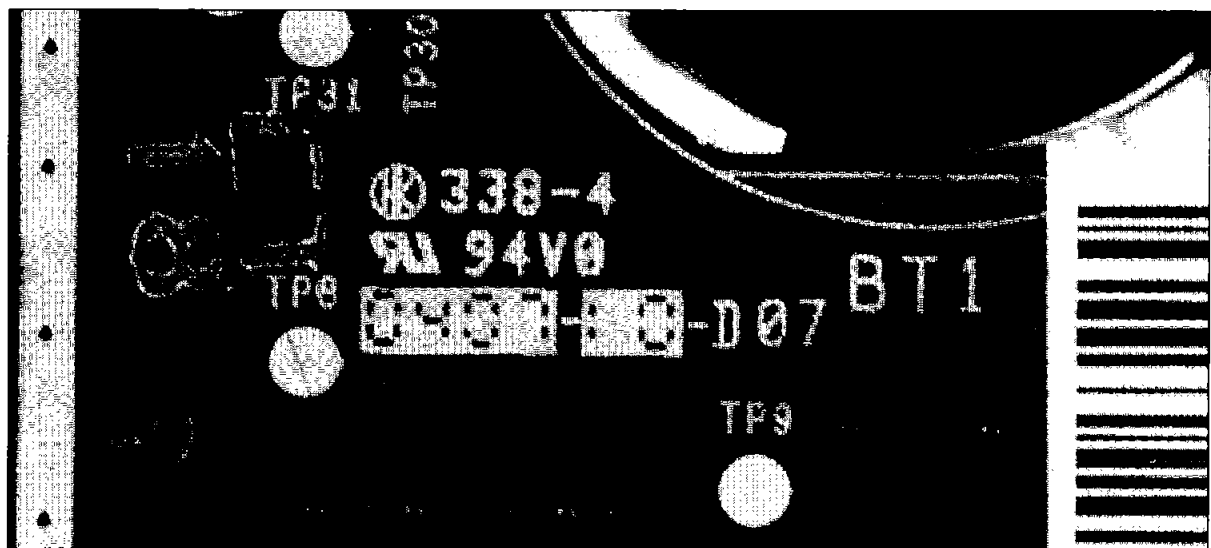


Figure 6. LifeScan OneTouch Ultra – Back of PC Board Markings

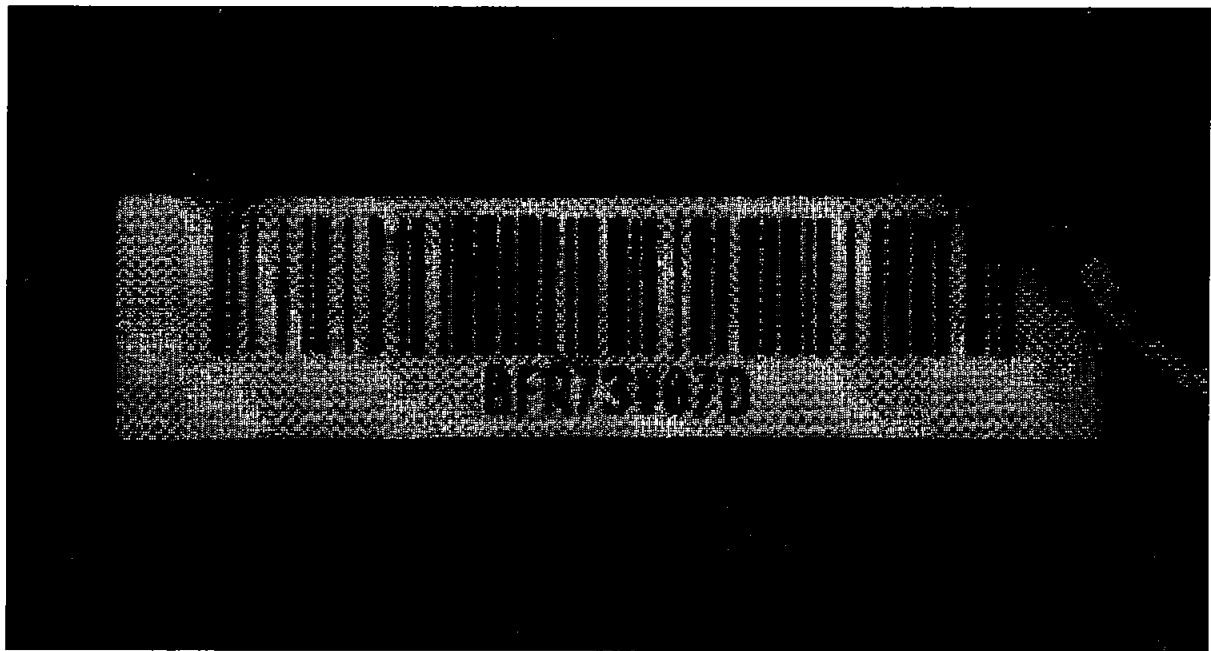


Figure 7. LifeScan OneTouch Ultra – Back of PC Board Barcode

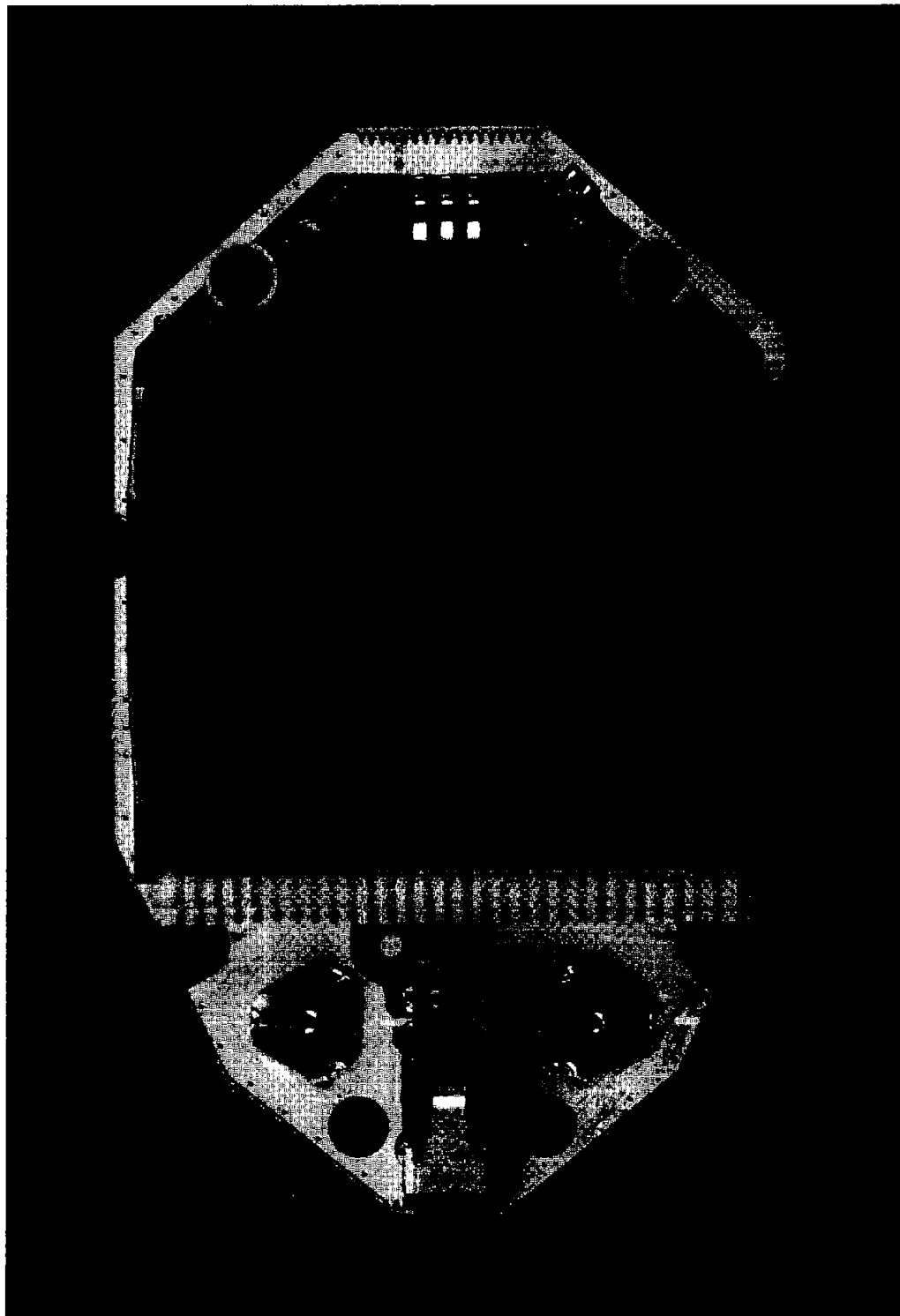


Figure 8. LifeScan OneTouch Ultra – Front of PC Board with LCD Panel in Place

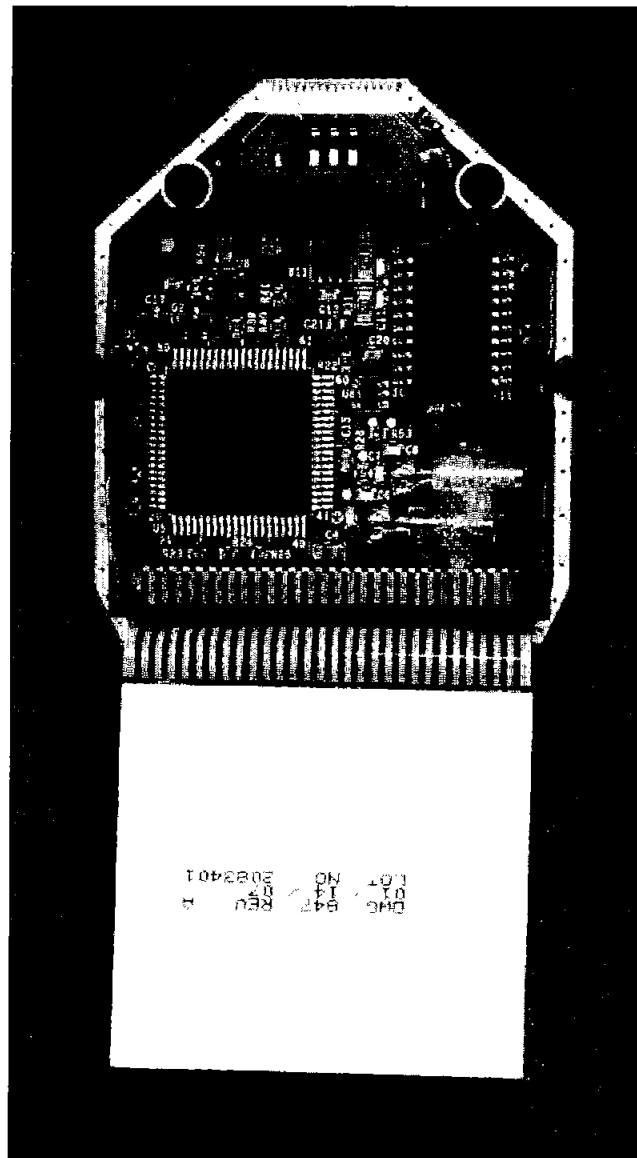


Figure 9. LifeScan OneTouch Ultra – Front of PC Board with LCD Panel Removed

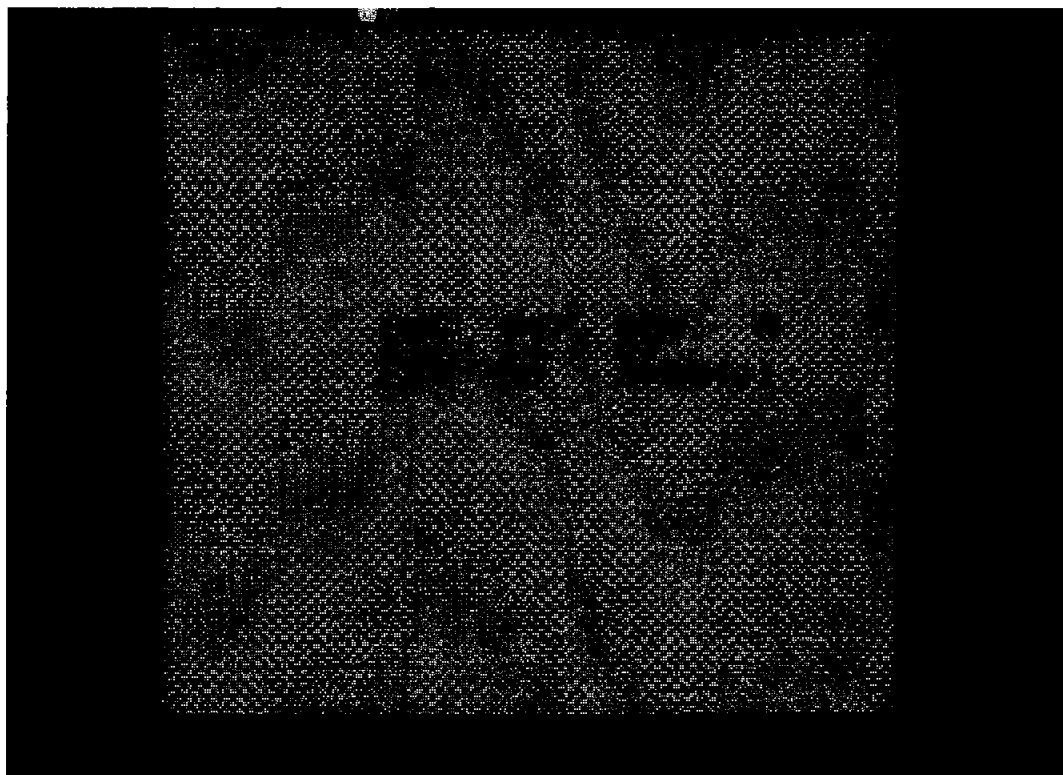


Figure 10. LifeScan OneTouch Ultra – Back of LCD Panel

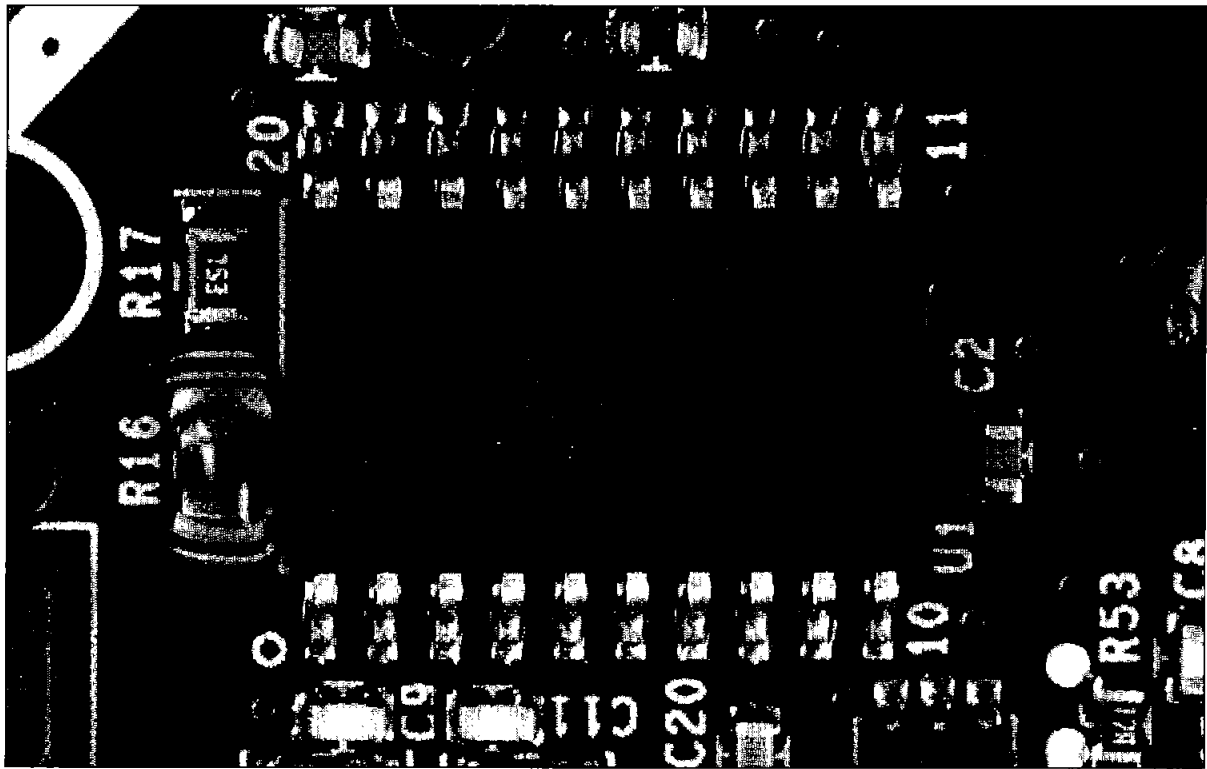


Figure 11. LifeScan OneTouch Ultra – PC Board Front Showing ElectroMed GE-5,
Additional Chip Markings: A852220639

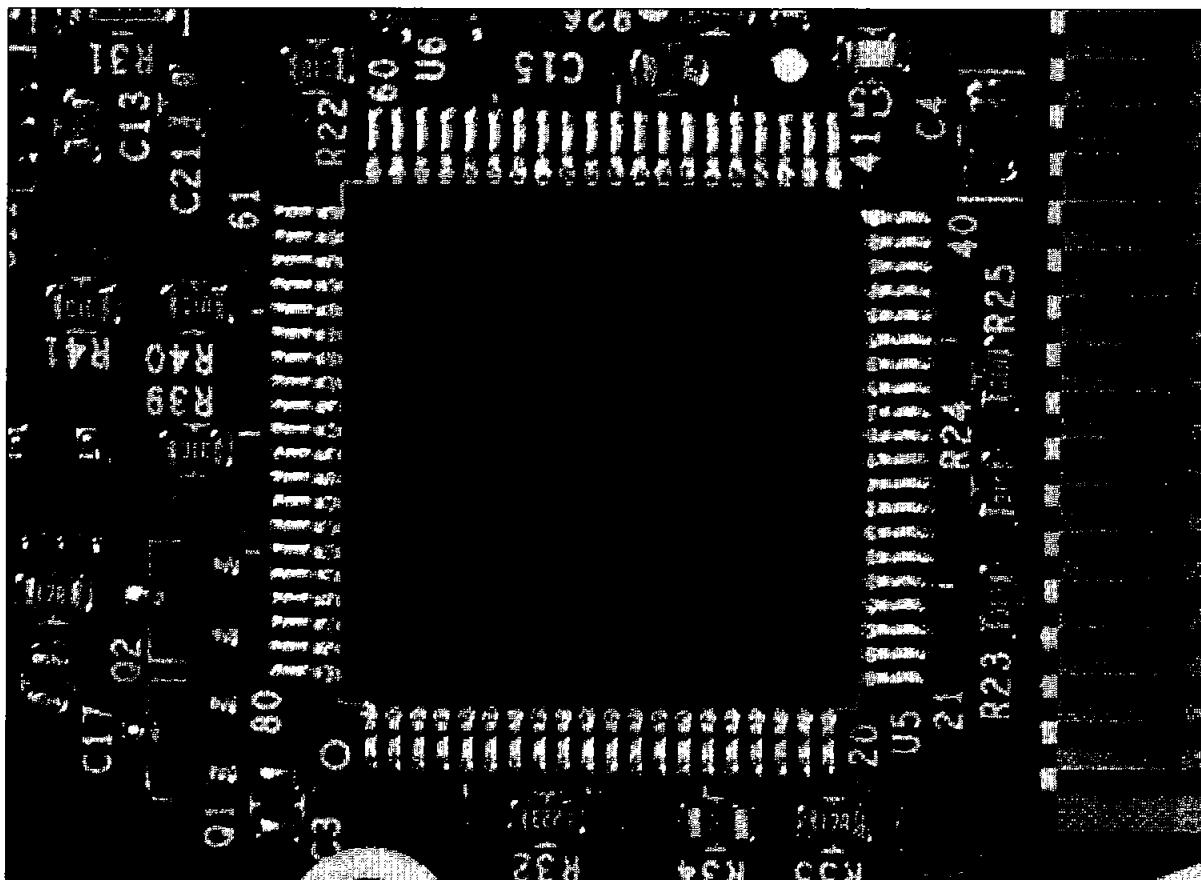


Figure 12. LifeScan OneTouch Ultra – PC Board Front Showing NEC Electromed FTA-R7-A,
Additional Chip Markings: 0706EES00